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CASE NV/P-21812/A/CPA/DIV

<b>CERTIFICATION OF FACSIMILE TRANSMISSION</b>	
I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being facsimile transmitted to the Patent and Trademark Office on the date shown below.	
<u>Lynn Girolamo</u> Type or print name of person signing certification	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

HEINZ WOLLEB ET AL

APPLICATION NO: 10/037,106

FILED: OCTOBER 22, 2001

FOR: METALLOCENYL-PHTHALOCYANINES

Group Art Unit: 1624

Examiner: M. Angebrannt

Total Pgs. - 21

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Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**Response Under 37CFR 1.116**

**Expedited Procedure**

Examining Group 1624

**2d SUBSTITUTE AMENDMENT AFTER FINAL REJECTION**

Sir:

This Amendment is being filed responsive to the Office action (Final Rejection) mailed on March 28, 2003, the shortened statutory period for response to which was previously extended an additional month to expire on August 28, 2003, by petition, as well as to the Advisory Action mailed on July 31, 2003. It is requested that this amendment be entered in place of the unentered amendment mailed on 7/16/03 as well as the Amendment filed on August 21, 2003 to place the claims in condition for allowance or, alternatively, in better form for appeal. The request to enter the Amendment filed on August 21, 2003 is herewith withdrawn.

The Commissioner is authorized to charge any fee due, or credit any overcharge, as a result of this Amendment to Deposit Account No. 03-1935.

Please amend the above-identified patent application without prejudice, in accord with the OG Notice of January 31, 2003, as follows.

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